
SENATE BILL No. 70

DIGEST OF INTRODUCED BILL

Citations Affected: IC 31-14-5-9; IC 31-19-10-1.

Synopsis: Adoption and paternity proceeding. Requires a petition to establish the paternity of a child who is the subject of an adoption proceeding to be filed in the court having jurisdiction over the adoption proceeding. Provides that a person contesting an adoption must file either a motion to contest the adoption or a petition to establish paternity.

Effective: July 1, 2010.

Boots

January 5, 2010, read first time and referred to Committee on Judiciary.

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Second Regular Session 116th General Assembly (2010)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2009 Regular and Special Sessions of the General Assembly.

SENATE BILL No. 70

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 31-14-5-9 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2010]: **Sec. 9. If a person files a petition to establish paternity**
4 **under this chapter and the child who is the subject of the petition**
5 **is also the subject of an adoption proceeding under IC 31-19, the**
6 **petition to establish paternity must be filed in the court that has**
7 **jurisdiction over the adoption proceeding.**

8 SECTION 2. IC 31-19-10-1 IS AMENDED TO READ AS
9 FOLLOWS [EFFECTIVE JULY 1, 2010]: Sec. 1. (a) Except as
10 provided in subsection (c), only a person entitled to notice of adoption
11 under IC 31-19-4 or IC 31-19-4.5 may contest an adoption.

12 (b) A person contesting an adoption must file:

13 (1) a motion to contest the adoption with the court; **or**

14 (2) **a petition to establish paternity under IC 31-14 with the**
15 **court having jurisdiction over the adoption case;**

16 not later than thirty (30) days after service of notice of the pending
17 adoption.



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- 1 (c) A person seeking to withdraw consent to an adoption must file
2 a motion to withdraw consent to the adoption with the court.

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